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From: Gualtieri, David S (ENRD) [mailto:David.Gualtieri@usdoj.gov]

Sent: Friday, March 29, 2013 2:35 PM

To: Brian Litmans; Cohon, Keith

Cc: Aaron Isherwood; 'Peter Morgan'; Vicki Clark; <u>justin.smith@usdoj.gov</u> **Subject:** RE: ACAT v. AES, 09-cv-255 (Seward Coal Loading Facility CWA case)

Brian – thanks for reaching out. We (DOJ) are very interested in talking with you about this case. Unfortunately, I'm out of the office next week. Can we do a call early the following week, on 4/8 or 4/9?

David S. Gualtieri U.S. Dept. of Justice, ENRD Law & Policy Section 202-514-4767 david.qualtieri@usdoj.gov

From: Brian Litmans [mailto:blitmans@trustees.org]

Sent: Friday, March 29, 2013 5:29 PM

To: Cohon, Keith (Cohon.Keith@epa.gov); Gualtieri, David S (ENRD)

Cc: Aaron Isherwood; 'Peter Morgan'; Vicki Clark

Subject: ACAT v. AES, 09-cv-255 (Seward Coal Loading Facility CWA case)

Keith and David,

As you saw, the Court issued its order on the cross-motions for summary judgment in the Seward Coal Loading Facility case.

We were hoping we could schedule a conference call to discuss this opinion with you sometime next week. Please let me know if there are particular days/times between Tuesday, April 2nd and Friday, April 5th that would work best for you. Since we are three to four hours behind the east coast, scheduling in the afternoon, eastern time, would be best. I will try to work with schedules on our end to accommodate your preferred times.

Thanks - Brian Litmans

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Trustees for Alaska is a non-profit public interest law firm providing legal counsel to protect and sustain Alaska's natural environment.

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